



PATENT
Attorney Docket No. UCSD-04726

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James A. Spudich *et al.*

Serial No.: 09/486,480

Group No.: 1645

Filed: 10/25/00

Examiner: Devi

Entitled: Reversible Immobilization of Arginine-Tagged
Moieties On A Silicate Surface

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JW
9/21/02

RESPONSE TO RESTRICTION REQUIREMENT RECEIVED
MAILED AUGUST 16, 2002

SEP 20 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

TECH CENTER 1600/2900

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| CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A) | |
| I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 | |
| Dated: 9/13/02 | By: Cliff Cannon-Cin |

Sir or Madam:

The Examiner restricted the claims into the following 6 groups:

- Group I: Claims 14-20;
- Group II: Claims 51-55;
- Group III: Claims 28-33;
- Group IV: Claims 1-13;
- Group V: Claims 21-27; and
- Group VI: Claims 34-50.

To further their business interests, Applicants elect Group IV (Claims 1-13), without traverse. Applicants' non-election of the remaining groups of claims does not narrow the scope of any of amended claims within the meaning of *Festo*,¹ because non-election of these claims is not related to a "statutory requirements for a patent" but rather is related to the

¹ *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, U.S., No. 00-1543, 5/28/02.

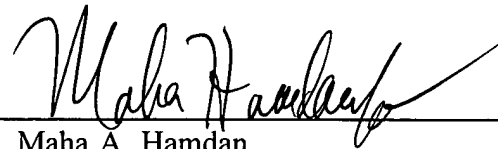
Patent Office's convenience for organizing searches. Applicants reserve the right to prosecute the cancelled claims in another application(s).

If a telephone interview would aid in the prosecution of this application, Applicant encourages the Examiner to call the undersigned collect at 415.904.6500.

Signed on behalf of:

Dated: September 13, 2002

By: _____



Maha A. Hamdan
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1645
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TRANSMITTAL LETTER

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Sir or Madam:

Applicant respectfully submits the following items for filing in this matter:

1. Response to Restriction Requirement Mailed August 16, 2002.
2. Return receipt postcard.

No fee is due, however, The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Signing on behalf of:

Dated: September 13, 2002

Maha A. Hamdan
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